

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

FELICITY M. TODD VEASEY and
SECOND AMENDMENT FOUNDATION,
INC.,

Plaintiffs,

v.

BRINDELL B. WILKINS, JR., in his official
capacity as Sheriff of Granville County, North
Carolina,

PAT McCRORY, in his official capacity as
Governor of North Carolina,

ROY COOPER, in his official capacity as
Attorney General of North Carolina, and
FRANK L. PERRY, in his official capacity as
Secretary of the North Carolina Department of
Public Safety,

Defendants.

No. 5:14-cv-00369-BO

KIRSTEN MESSMER,

Plaintiff,

v.

DONNIE HARRISON, in his Official Capacity
as Sheriff of Wake County, North Carolina,

PAT McCRORY, in his Official Capacity as
Governor of North Carolina,

ROY COOPER, in his Official Capacity as
Attorney General of North Carolina, and
FRANK L. PERRY, in his Official Capacity as
Secretary of the North Carolina Department of
Public Safety,

Defendants.

No. 5:15-cv-00097-BO

DEFENDANTS BRINDELL B. WILKINS, JR.'S AND DONNIE HARRISON'S
CONSENT MOTION FOR EXTENSION OF TIME

Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure, Defendants Brindell B. Wilkins, Jr. and Donnie Harrison (collectively “the Sheriffs”) respectfully move the Court for an additional extension of time in which to file their Reply in Support of their Motion to Dismiss for Lack of Subject Matter Jurisdiction and their Response to the Plaintiffs’ Motion for Attorney’s Fees.

In support of this consent motion, the Sheriffs show the Court the following:

1. On August 7, 2015, the Sheriffs filed a Motion to Dismiss for Lack of Subject Matter Jurisdiction. [5:14-cv-00369, DE# 60; 5:15-cv-00097, DE# 41].

2. On August 28, 2015, Plaintiffs filed their Responses to the Motion to Dismiss for Lack of Subject Matter Jurisdiction. [5:14-cv-00369, DE# 66; 5:15-cv-00097, DE# 45]. That same day, Plaintiffs also filed Motions for Attorneys’ Fees. [5:14-cv-00369, DE# 64; 5:15-cv-00097, DE# 43].

3. On September 14, 2015, the Court granted a consent motion to extend the Sheriffs’ time to file their Reply in Support of their Motion to Dismiss for Lack of Subject Matter Jurisdiction and their Response to the Plaintiffs’ Motion for Attorneys’ Fees, up to and including October 9, 2015. [5:14-cv-00369, DE# 70; 5:15-cv-00097, DE# 49].

4. The undersigned is in need of approximately two weeks of additional time to prepare these filings—up to and including October 21, 2015—as a result of a recent multi-week arbitration in Asheville and the preparation of an antitrust lawsuit filed yesterday in the U.S. District Court for the Middle District of North Carolina.

5. Plaintiffs consent to the requested extension.

WHEREFORE, Defendants Brindell B. Wilkins and Donnie Harrison respectfully request that the Court enter an order extending the time for them to file their Reply in Support of

their Motion to Dismiss for Lack of Subject Matter Jurisdiction and their Response to the Plaintiffs' Motion for Attorneys' Fees, up to and including October 21, 2015.

Respectfully submitted the 8th day of October, 2015.

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**COUNSEL FOR SHERIFF
BRINDELL B. WILKINS AND
SHERIFF DONNIE HARRISON**

CERTIFICATE OF SERVICE

I hereby certify that I have this day electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to all counsel and parties of record as follows:

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This the 8th day of October, 2015.

s/ Andrew H. Erteschik
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